

specifications and the drawings herein referred to, and upon the transfer of good title to the sanitary sewer line and appurtenances to be constructed upon the right-of-way herein granted and the assignment of such right-of-way, Metropolitan Sewer Subdistrict agrees to accept such sanitary sewer line and right-of-way and to operate and maintain the same in accordance with its standards, including the taking of such action as may be reasonably necessary to minimize the introduction of flood or surface water into the sewer line constructed within the right-of-way herein granted or into any collector system owned by Metropolitan Sewer Subdistrict flowing into said line. Summerplace, Ltd., agrees to indemnify and hold harmless Metropolitan Sewer Subdistrict from any damages, costs or expenses which it may incur if there is a breach of this item.

10. That this right-of-way shall be installed as per drawings submitted to Grantors prepared by Piedmont Engineers & Architects, which were submitted for approval of right-of-way, referred to as PEA Job No. 81-156, dated October 8, 1981, attached hereto as 'Exhibit A' and incorporated herein.

11. During sewer line construction, should there be any damage to Grantors' adjacent property due to negligence of Summerplace, Ltd., or due to negligence of contractors of Summerplace, Ltd., Summerplace, Ltd., shall be liable.

12. Should this right-of-way not be used on or before ~~December 31, 1981~~ ^{JUNE 1, 1982}, then the money paid for this right-of-way shall be forfeited to the Grantors, and the Grantee shall have no right-of-way. The right-of-way may be renegotiated at that time.

WITNESS our hands and seals this 29th day of November, 1982.

IN THE PRESENCE OF:

Gloria L. Willey
William B. [unclear]
 AS TO Grantors

Robert F. Kelley
 Robert F. Kelley

Andra B. Kelley
 Andra B. Kelley

SUMMERPLACE, LTD.
 BY: [Signature]

and
 as GENERAL PARTNER

Gloria L. Willey
William B. [unclear]
 AS TO Grantee

CONSENT
 METROPOLITAN SEWER SUBDISTRICT

[Signature]

BY: M. Graham Proffitt
 Chairman

Barbara Hanson
 As to Metropolitan Sewer
 Subdistrict

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